IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 502 OF 2007
IN
SUIT NO. 2798 OF 1989

Surena P. Satghare and Anr. .. Plaintiffs.

V/s.

Purshottam Malharrao Satghare & Ors. .. Defendants.

Mr. S.D.Patil i/by Ajit Karwande for the Plaintiffs.

Mr.H.N.Thakore i/by Thakore Jariwala & Associates for the Defendants Nos. 11,12 & 13.

CORAM : S. A. BOBDE, J.

DATED : 26th FEBRUARY, 2007.

P.C.:

. This motion is taken out by the defendants for permission to file written statement. The writ of summons was served on the defendants about 18 years ago. No application was made for taking the written statement on record before the matter was fixed for evidence. Now the stage of recording of evidence is also over and all the witnesses have been examined and also cross-examined by the defendants. In the circumstances, it would not be appropriate in the interest of justice to allow the written statement to be taken on record since it would entail further delay.

2. All contentions of the defendants as are available to them in law at the trial shall remain unaffected by this order.

3. Notice of motion is disposed of accordingly.

(S.A.BOBDE,J.)

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